

**UNITED STATES BANKRUPTCY COURT  
WESTERN DISTRICT OF NEW YORK**

Chapter \_\_\_\_\_  
Case No. \_\_\_\_\_

**OBJECTION TO CLAIM  
NOTICE OF HEARING AND ORDER**

\_\_\_\_\_  
**Debtor(s)**

**NOTICE**

**NOTICE** is hereby given of the objection by \_\_\_\_\_  
[Trustee, Debtor or other party]

to your claim in the Western District of New York. A hearing on the objection will be held at the United States Bankruptcy Court,

\_\_\_\_\_,  
New York, on \_\_\_\_\_, 20\_\_ at \_\_\_\_\_ A.M. only if a written request for a hearing is filed by the claimant as outlined below.

**“PURSUANT TO FRBP 9014 AND THE STANDING ORDERS IMPLEMENTING DEFAULT PROCEDURES IN ROCHESTER AND WATKINS GLEN; IF YOU INTEND TO OPPOSE THE MOTION, AT A MINIMUM, YOU MUST SERVE: (1) THE MOVANT AND MOVANT’S COUNSEL, AND (2) IF NOT THE MOVING PARTY (A) THE DEBTOR AND DEBTOR’S COUNSEL; (B) IN A CHAPTER 11 CASE, THE CREDITORS’ COMMITTEE AND ITS ATTORNEY, OR IF THERE IS NO COMMITTEE, THE 20 LARGEST CREDITORS; AND (C) ANY TRUSTEE. IN ADDITION, YOU MUST FILE WITH THE CLERK OF THE BANKRUPTCY COURT WRITTEN OPPOSITION TO THE MOTION NO LATER THAN THREE (3) BUSINESS DAYS PRIOR TO THE RETURN DATE OF THE MOTION PURSUANT TO FRBP 9006(a). IN THE EVENT NO WRITTEN OPPOSITION IS SERVED AND FILED, NO HEARING ON THE MOTION WILL BE HELD ON THE RETURN DATE AND THE COURT WILL CONSIDER THE MOTION AS UNOPPOSED.”**

**IF YOU OPPOSE THE OBJECTION TO YOUR CLAIM, YOU MAY WANT TO ATTEMPT TO RESOLVE AND SETTLE THE CLAIM OBJECTION PRIOR TO FILING WRITTEN OPPOSITION AND AVOID THE NEED FOR AN ATTORNEY AND/OR A COURT APPEARANCE.**

**OBJECTION TO CLAIM**

The objecting party objects to the following claim in this case:

Claimant’s Name: \_\_\_\_\_

Claim #: \_\_\_\_\_ Amount \$ \_\_\_\_\_

DETAILED BASIS OF OBJECTION INCLUDING GROUNDS FOR OVERCOMING ANY PRESUMPTION UNDER RULE 3001(f) \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**Dated:** \_\_\_\_\_

\_\_\_\_\_  
**Objecting Party**  
**Address** \_\_\_\_\_  
\_\_\_\_\_  
**City/State/Zip** \_\_\_\_\_

**(PLEASE SEE REVERSE)**

This Notice and Objection are being sent to the Debtor, Debtor's Attorney, Chapter 7, 11, 12 or 13 Trustee, United States Trustee, Claimant, Claimant's Attorney (if known) or person designated as Power of Attorney, and any Creditors' Committee or Attorney for the Creditors' Committee.

**(SAMPLE ORDER)**

**CASE NO.** \_\_\_\_\_

There having been no opposition to the herein objection to the claim of \_\_\_\_\_  
in the amount of \$\_\_\_\_\_ and the Court having considered the objection and determined the sufficiency  
of the claim, it is hereby

**ORDERED** the claim is:

\_\_\_\_\_ **DISALLOWED**

\_\_\_\_\_ **ALLOWED AS A TIMELY FILED CLAIM IN THE AMOUNT**  
**Of \$** \_\_\_\_\_

\_\_\_\_\_ **ALLOWED AS A TARDILY FILED CLAIM IN THE AMOUNT**  
**OF \$** \_\_\_\_\_

\_\_\_\_\_ **OTHER (Complete if applicable)**

**DATED:** \_\_\_\_\_

\_\_\_\_\_  
**John C. Ninfo, II**  
**Chief United States Bankruptcy Judge**

(THIS SAMPLE ORDER WAS INTENTIONALLY DRAFTED TO PROVIDE THE MOST BASIC STRUCTURE FOR ORDERS RESULTING FROM NOTICES OF OBJECTION TO CLAIMS(S). THE COURT RECOGNIZES THAT THERE WILL BE A BROAD SPECTRUM OF ORDERS ADDRESSING CLAIMS WHICH WILL REFLECT VARYING COMPLEXITY.)

(Rev.01/10/02)